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3 UNITED STATES DISTRICT COURT

4 DISTRICT OF NEVADA

5  
6 UNITED STATES OF AMERICA,

Case No. 3:12-cr-00038-HDM-VPC  
Case No. 3:24-cv-00348-HDM

Plaintiff,

7 v.

8 ANTONIO CASARES-CUEVAS,

9 ORDER

Defendant.

10 Before the court is the defendant's motion to vacate, set  
11 aside, or correct sentence pursuant to 28 U.S.C. § 2255 (ECF No.  
12 261). On September 17, 2024, the court ordered the defendant to  
13 show cause why his § 2255 motion should not be dismissed as  
14 untimely and for failure to state a claim. (ECF No. 262). The  
15 defendant was advised that failure to file a timely response would  
16 result in dismissal of the motion. The defendant has not responded  
17 to the court's order, and the time for doing so has expired.  
18 Accordingly, for the reasons set forth in the court's order of  
19 September 17, 2024, the defendant's § 2255 motion (ECF No. 261) is  
20 DISMISSED.

21 IT IS SO ORDERED.

22 DATED: This 7th day of November, 2024.

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UNITED STATES DISTRICT JUDGE